

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
102530-7

In Re Application Of: Gerd Wallukat



Application No. 10/536,552	Filing Date May 26, 2005	Examiner TBA	Customer No. 27387	Group Art Unit TBA	Confirmation No. 7096
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Invention: Identification of Agonistic Autoantibodies

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
December 2, 2005
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☒ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

Preliminary Amendment

02 JAN 2006 11:00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
102530-7

In Re Application Of: **Gerd Wallukat**

Application No. 10/536,552	Filing Date May 26, 2005	Examiner TBA	Customer No. 27387	Group Art Unit TBA	Confirmation No. 7096
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Invention: **Identification of Agonistic Autoantibodies**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

<input type="checkbox"/> Utility application basic fee	_____
<input type="checkbox"/> Design application basic fee	_____
<input type="checkbox"/> Search Fee	_____
<input type="checkbox"/> Examination Fee	_____
<input checked="" type="checkbox"/> Total number of independent claims = <u>7</u>	<u>\$800.00</u>
<input checked="" type="checkbox"/> Total number of claims = <u>27</u>	<u>\$350.00</u>
<input type="checkbox"/> Multiple dependent claims	_____
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	<u>\$130.00</u>
<input type="checkbox"/> Retention and fee for filing by other than all the inventors or a person not the inventor	_____
<input checked="" type="checkbox"/> Fee for processing an application filed with a non-English language specification	<u>\$130.00</u>
<input type="checkbox"/> Fee for processing and retention of application	_____

Total completion of application fees \$1,410.00

03/06/2006 SAHME1 00000001 141263 10536552
01 FC:1614 800.00 DA
02 FC:1615 350.00 DA
03 FC:1617 date: 03/08/2006 SAHME1
04 FC:1618 MKAYPASH 00000004 141263 10536552
01 FC:1614 800.00 CR

is a Petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

Total time extension fees _____

Total fees due \$1,410.00

**Response To Notice To File Missing Parts Of Application
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Docket No.
102530-7

In Re Application Of: Gerd Wallukat

Application No.
10/536,552

Filing Date
May 26, 2005

Examiner
TBA

Customer No.
27387

Group Art Unit
TBA

Confirmation No.
7096

Invention: Identification of Agonistic Autoantibodies

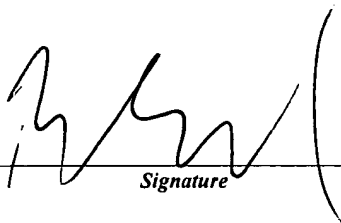
TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of \$260.00 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 14-1263
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 14-1263
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

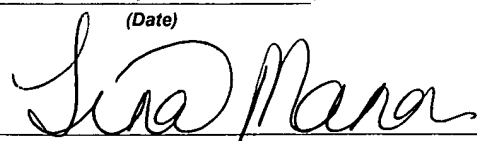
Dated: January 24, 2006

Bruce S. Londa
Reg. No. 33,531
Norris McLaughlin & Marcus, P.A.
875 Third Avenue, 18th Floor
New York, NY 10022

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

January 24, 2006

(Date)



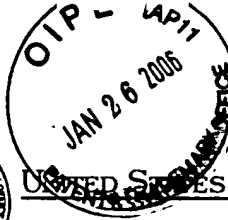
Signature of Person Mailing Correspondence

Tina Manor

Typed or Printed Name of Person Mailing Correspondence

CC:

PCT



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

102530-7

U.S. APPLICATION NUMBER NO. 10/536,552	FIRST NAMED APPLICANT Gerd Wallukat	ATTY. DOCKET NO. 101215-185 85L
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INTERNATIONAL APPLICATION NO.

PCT/DE03/03988

I.A. FILING DATE 11/28/2003	PRIORITY DATE 11/29/2002
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27387
 NORRIS, MCLAUGHLIN & MARCUS, P.A.
 875 THIRD AVE
 18TH FLOOR
 NEW YORK, NY 10022

CONFIRMATION NO. 7096

371 FORMALITIES LETTER



OC000000017567569

Date Mailed: 12/02/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/26/2005
- Copy of the International Search Report filed on 05/26/2005
- Copy of IPE Report filed on 05/26/2005
- Copy of Annexes to the IPER filed on 05/26/2005
- Request for Immediate Examination filed on 05/26/2005
- U.S. Basic National Fees filed on 05/26/2005
- Priority Documents filed on 05/26/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$260** for a Large Entity:

- **\$130** Surcharge.
- **\$130** for English translation surcharge required.

Additionally the following defects have been observed:

- The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/536,552	PCT/DE03/03988	101215-185